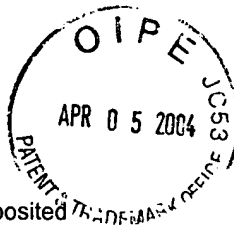


**CERTIFICATE OF MAILING**



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4/2/04

Date of Deposit

Timothy K. Klintworth

Name of Applicant, Assignee or  
Registered Representative

*Timothy K. Klintworth*

Signature

4/2/04

Date of Signature

Our Case No.: 10000/227

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:

John Mugan et al.

Serial No.: 10/731,500

Filing Date: December 9, 2003

For: CYTOLOGY COLLECTION  
DEVICE

Examiner: Not Yet Assigned

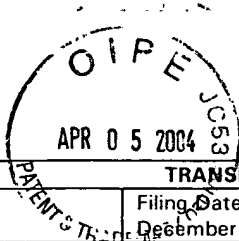
Group Art Unit No.: 3736

**SECOND SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**

Commissioner for Patents  
Alexandria, VA 22313-1450

Dear Sir:

In compliance with the duty of disclosure under 37 C.F.R. § 1.56, it is respectfully requested that this Second Information Disclosure Statement be entered and the documents listed below and on the attached Form PTO-1449 be considered by the Examiner and made of record. Copies of the listed documents required by 37 C.F.R. § 1.98(a)(2) are enclosed for the convenience of the Examiner. Since this application



TRANSMITTAL LETTER			Case No. 10000/227
Serial No. 10/731,500	Filing Date December 9, 2003	Examiner	Group Art Unit 3736
Inventor(s) John Mugan et al.			
Title of Invention CYTOLOGY COLLECTION DEVICE			

## TO THE COMMISSIONER FOR PATENTS

- ☒ Transmitted herewith is Second Supplemental Information Disclosure Statement (in duplicate), PTO Form 1449, Cited Foreign References.
- ☐ Small entity status of this application under 37 CFR § 1.27 has been established by verified statement previously submitted.
- ☐ Applicant claims small entity status. See 37 CFR 1.27.
- ☐ Petition for a \_\_\_\_\_ month extension of time.
- ☐ No additional fee is required.
- ☐ The fee has been calculated as shown below:

					Small Entity		or	Other Than Small Entity	
	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra	Rate	Add'l Fee		Rate	Add'l Fee
Total		Minus			x \$9 =			x \$18 =	
Indep.		Minus			x 43 =			x \$86 =	
First Presentation of Multiple Dep. Claim					+ \$145 =			+ \$290 =	
					Total add'l fee	\$		Total add'l fee	\$

- ☐ Please charge Deposit Account No. 23-1925 (BRINKS HOFER GILSON & LIONE) in the amount of \$\_\_\_\_\_. A duplicate copy of this sheet is enclosed.
- ☐ A check in the amount of \$\_\_\_\_\_ to cover the filing fee is enclosed.
- ☒ The Commissioner is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this communication or credit any overpayment to Deposit Account No. 23-1925. A duplicate copy of this sheet is enclosed.
- ☒ I hereby petition under 37 CFR § 1.136(a) for any extension of time required to ensure that this paper is timely filed. Please charge any associated fees which have not otherwise been paid to Deposit Account No. 23-1925. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

Timothy K. Klintworth  
Registration No. 46,162  
Attorney for Applicants  
Customer No. 00757 - Brinks Hofer Gilson Lione

BRINKS HOFER GILSON & LIONE  
P.O. BOX 10395  
CHICAGO, ILLINOIS 60610  
(312) 321-4200

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to:  
Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on 4/2/04

Date: 4/2/04 Signature:

was filed after June 20, 2003, only copies of foreign patent documents and those classified as other art are included.

The references now cited are the following:

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<u>U.S. PAT. NO.</u>	<u>DATE</u>	<u>NAME</u>
3,613,664	10/19/71	Willson
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6,109,270	08/2000	Mah et al.

<u>U.S. PATENT NO.</u>	<u>DATE</u>	<u>NAME</u>
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6,673,021 B1	01/2004	Itoi
6,676,609 B1	01/2004	Rutenberg et al.

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<u>PATENT. NO.</u>	<u>DATE</u>	<u>COUNTRY</u>
0 410 561 A1	04/25/90	EPO
EP 0 738 501 A1	11/02/95	EPO
WO 96/39077	12/12/96	PCT

In accordance with 37 C.F.R. § 1.97(g),(h), this second Supplemental Information Disclosure Statement is not to be construed as a representation that a search has been made and is not to be construed to be an admission that the information cited is, or is considered to be, material to patentability as defined in 37 C.F.R. § 1.56(b).

This second Supplemental Information Disclosure Statement is being filed prior to the receipt of the first Official Action reflecting an examination on the merits and hence is believed to be timely filed in accordance with 37 C.F.R. § 1.97(b). No fees are believed to be due in connection with filing of this second Supplemental Information Disclosure Statement, however, should any fees under 37 C.F.R. §§ 1.16 to 1.21 be deemed necessary for any reason relating to these material, the Commissioner is hereby authorized to deduct said fees from Brinks Hofer Gilson & Lione Deposit Account No. 23-1925. A duplicate copy of this document is enclosed.

Applicant(s) respectfully request that the listed documents be made of record in the present case.

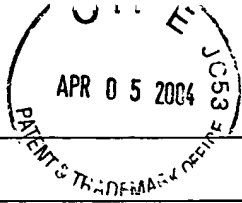
Respectfully submitted,



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Timothy K. Klintworth  
Registration No. 46,162  
Attorney for Applicant(s)

BRINKS HOFER GILSON & LIONE  
P.O. Box 10395  
Chicago, IL 60610  
(312) 321-4200



FORM PTO-1449	SERIAL NO. 10/731,500	CASE NO. 10000/227
LIST OF PATENTS AND PUBLICATIONS FOR APPLICANT'S INFORMATION DISCLOSURE STATEMENT	FILING DATE December 9, 2003	GROUP ART UNIT 3736
(use several sheets if necessary)		APPLICANT(S): John Mugan ET AL.

**REFERENCE DESIGNATION U.S. PATENT DOCUMENTS**

EXAMINER INITIAL		DOCUMENT NUMBER <small>Number-Kind Code (if known)</small>	DATE	NAME	CLASS/ SUBCLASS	FILING DATE
	C1	3,613,664	10/19/71	Willson		
	C2	4,576,175	03/1986	Epstein		
	C3	4,671,292	06/1987	Matzuk		
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	C6	4,883,059	11/1989	Stedman et al.		
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	C40	6,231,514 B1	05/2001	Lowe et al.		

EXAMINER	DATE CONSIDERED
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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

APR 05 2004

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FORM PTO-1449	SERIAL NO. 10/731,500	CASE NO. 10000/227
<b>LIST OF PATENTS AND PUBLICATIONS FOR APPLICANT'S INFORMATION DISCLOSURE STATEMENT</b>	FILING DATE December 9, 2003	GROUP ART UNIT 3736
(use several sheets if necessary)		APPLICANT(S): John Mugan ET AL.

## REFERENCE DESIGNATION

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	C58	6,443,902 B1	09/2002	Sasady		
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	C69	6,585,655 B1	07/2003	Crowley		
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	C72	6,612,990 B1	09/2003	Pruter		
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	C74	6,645,145 B1	11/2003	Dreschel et al.		
	C75	6,669,643 B1	12/2003	Dubinsky		
	C76	6,673,021 B1	01/2004	Itoi		
	C77	6,676,609 B1	01/2004	Rutenberg et al.		

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<b>LIST OF PATENTS AND PUBLICATIONS FOR APPLICANT'S INFORMATION DISCLOSURE STATEMENT</b> (use several sheets if necessary)	FILING DATE December 9, 2003	GROUP ART UNIT 3736
APPLICANT(S): John Mugan ET AL.		

## FOREIGN PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER <small>Number-Kind Code (if known)</small>	DATE	COUNTRY	CLASS/ SUBCLASS	TRANSLATION YES OR NO
	C78	0 410 561 A1	04/25/90	EPO		
	C79	EP 0 738 501 A1	11/02/95	EPO		
	C80	WO 96/39077	12/12/96	PCT		

EXAMINER INITIAL	OTHER ART – NON PATENT LITERATURE DOCUMENTS (Include name of author, title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date page(s), volume-issue number(s), publisher, city and/or country where published.	

EXAMINER	DATE CONSIDERED
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